

THE WISDOM OF APPOINTING AND SUPPORTING
THE CIVIL MAGISTRATE:

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Right Reverend Father in GOD

S E R M O N

PREACHED AT THE

CHAPEL ROYAL, ST JAMES'S,

On SUNDAY, JUNE 25, 1780.

By ROBERT MARKHAM, D.D.

Rector of St MARY's, Whitechapel, and
Chaplain in Ordinary to His MAJESTY.

L O N D O N:

Printed by W. OLIVER, at N° 12, in Bartholomew-Close:
Sold by JOHN, FRANCIS, and CHARLES RIVINGTON, at N° 62,
in St Paul's Churchyard.

M DCC LXXX.

THE WISDOM OF APPOINTING AND SUPPORTING
THE CIVIL MAGISTRATE:

IN A

SERMON

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Regor of St Mary's, Whitechapel, and
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M DCC LXXX.

TO THE

Right Reverend Father in GOD

R O B E R T,

By DIVINE PERMISSION,

LORD BISHOP of LONDON,

AND

DEAN of His MAJESTY's CHAPEL ROYAL,

The following SERMON, *there delivered,*

is most respectfully inscribed, as his *first humble Effort of Duty*
to his most gracious SOVEREIGN, as well as his justly revered DIOCESAN,

By his LORDSHIP's

dutiful humble Servant,

June 27, 1780.

Robert Markham.

TO THE

Right Reverend Father in GOD

R O B E R T

By DIVINE PERMISSION,

LORD BISHOP of LONDON,

A N D

DEAN of His MAJESTY'S CHAPEL ROYAL,

The following Sermon, &c. delivered,

is most respectfully inscribed, as his best humble Effort of Praise
to his most gracious Sovereign, as well as his justly revered Diocesan,

By his Obedience,

devoted humble Servant,

June 25. 1780.

Robert Markham.

E Z R A V. 25.

AFTER THE WISDOM OF THY GOD, THAT IS IN THINE HAND,
SET MAGISTRATES AND JUDGES, WHO MAY JUDGE ALL THE
PEOPLE!

THESE Words are Part of a royal Commission granted by Artaxerxes King of Persia to Ezra, the great high Priest and Scribe of the Mosaic Law. And, notwithstanding the Distance of Time, and particular Occasion of this Charge, yet doth it contain Matter of general Importance to the Welfare of every Civil Government and State.

LIBERTY * of Choice is indeed the distinguishing Prerogative of human Nature. This was intended by our great, and all-wise Creator, to make us accountable for our Actions; and this, conducted by Reason, and made, through the *Grace* of God, subservient to Duty, would be productive of all the Happiness we have to hope for, would prevent all the Miseries we have to fear. But, alas!—such is the Depravity of the human Will, *so deceitful above all Things the human Heart*, that Reason, Interest, and Duty, would, in many Instances, be all too weak to stem the Torrent of unruly Passion, without the concurring Sanctions of such Powers as are ordained of God *for the Punishment of evil Doers, and the Praise of them that do well*. For though our Duty and Interest go hand in hand; though the Performance of the *one* be the Promotion of the *other*, and though we are as sure as the Oracles of God can make us, that *Godliness is profitable unto all Things, having Promise of the Life that now is, as well as that which is to come*; yet is it too notorious to be denied, (alas! what daring Proofs have we lately had of this lamentable Truth!) that the Encouragements and

* Not using your LIBERTY for a Cloak of LICENTIOUSNESS, nor your Holy Religion for the unchristian Purposes of PERSECUTION, but as the Servants of God, and faithful Members of the Constitution.

and Threats of the Almighty in a *future* and *eternal* State exclude not the Necessity of Rewards and Punishments in *this*. So that, besides the awful Terrors of the Lord at the *last* most dreadful Judgement, the daring Transgressions of Laws both human and divine, the Well-being, and even *Existence* of Society call aloud for Judgement in this World, for Dispensers of Civil Justice, for *Magistrates, and Judges, who may judge ALL the People.*

From which Words we may, perhaps not unseasonably, observe,

First, The Wisdom of appointing Magistrates and Judges in every Civil Government and State. “After the *Wisdom* of thy God that is in thine Hand.”

Secondly, The Extent of their high Office and Employment. “Who may judge *all the People.*”

Thirdly, The Ends proposed by, and the great Advantages attending the due Execution of, that public Charge with which *Magistrates* are entrusted.

Lastly, I shall endeavour to apply the whole to our practical Use, as Subjects to, and Supporters of, the Laws and Constitution of this Kingdom.

And *first*, with regard to the *Wisdom* of such Appointments. If it be allowed that Wisdom is that which points out the *best Means* for the Attainment of the *best End*, what better Means can possibly be used, what End more important to Society be gained, than those *ordained* of God to support Mankind in making and enforcing such Restraints and Laws, as may banish *Confusion*, and establish *Order*? What more constitutional, in any State, than to curb the *Abuse* of moral Liberty, mark out the Limits of public and private Injury, and, in short, make the Good of the whole, and of every Individual, not only consistent with, but productive of each other?

Had not the lawless Warfare of a State of Nature, the numberless and *increasing Dangers* of Violence *unsubdued*, pointed out Society to Individuals, as the Asylum of public Safety, still had we been Strangers to Civil Life, never had we tasted the Sweets of *Government*, or *Order*, of public Liberty or public Peace: but might have dragged the galling Load of miserable Existence:

Existence; Enemies to each other, and Enemies to ourselves; each Individual's Hand being against every Man, and every Man's Hand against him. But Thanks to the all-gracious Providence of God, soon were Mankind convinced of the Expedience of such Restraints, as might awe and over-rule the Disturbers of their Safety, of uniting mutual Endeavours in Defence of Civil Communities and States; soon did they feel the Utility of Laws both Civil and RELIGIOUS, of the Means used and of the Ends proposed to protect the innocent, to punish the unruly and licentious; the Wisdom of God concurring with the Wisdom and Interest of Man to guard our Obedience with Hopes and Fears, present as well as future; to set "Magistrates and Judges:" the Extent of whose Office and Commission we may now, *secondly*, consider, they being recommended in the Text to judge ALL the People.

In the Words following the Text, the Laws of God and of the King are given to Magistrates, as the Rule of Judgement, to their Fellow-Subjects, as the Test and Measure of Obedience. And so universally impartial is their Meaning and Extent, that "high and low, rich and poor, one with another," are included in the Charge. Power exculeth not the greatest, nor Obscurity the meanest of Mankind; but all the People, every Member of the Community, whatever be his Station, whether superior or inferior, who * WILL not do the Laws of God and of the King, without Partiality or Exception, let Judgement be speedily executed upon him.

Next to the all-supporting Hand of God, "by whom KINGS reign, and Princes decree Justice," the Welfare of Governments in general, and Individuals in particular, depends upon the legal Restraints, and impartial Execution of the Civil Power. For how common is it to observe the Blamishments of Sense prevailing over the Convictions of the Understanding; Passion, the intended Subject of Reason, usurping Dominion over it; public Virtue enervated and almost annihilated by private Interest; and, in short, the Things that ARE seen and are temporal, undermining the sacred Influence of those NOT seen, and eternal †?

And

* WILL not. This Expression evidently proves; this Threatning denounced only against wilful Offenders; against them only who offend (as the Psalmist speaks) "of malicious Wickedness."

† 2 Cor. iv. 18.

And under all the Wisdom and Foresight of wise and salutary Laws, under all the Vigilance of Magistrates, their Guardians and Dispensers, and all the concurring Sanctions of Penalties and Dangers, the stated Returns of certain awful Solemnities are too essential to public Safety to admit of any Enforcement from this Place, more especially from me. It is therefore the more needless to point out **HERE,**

Thirdly, The Ends proposed by the *due* and *faithful* Discharge of the important Trust, with which Magistrates are invested, namely, to **GUARD THE LAWS OF GOD, and of the KING, that whosoever wilfully offend's, whosoever WILL NOT do them, Judgement may speedily be executed upon him.**

From the Nature and Expedience of Government, which was *ordained of God*, **WHENEVER** an Individual withdraws his Allegiance from, and violates the Laws of his Country, he forfeits that Title to its Protection, which depended only on his due Obedience. For how can the Member of any Community expect longer to reap the Fruits of *common, or mutual* Support, than he contributes his mutual Share, and performs the just Obligations incumbent on himself? Can the perjured Villain, the Thief, or riotous Plunderer, complain, if he loses all public Confidence, and private Trust? Hath he not Reason to be afraid of the *Civil Magistrate*, to dread the Penalties due to his Offences?

Every Man is justly subject to *that* Government, and owes Obedience to *those* Laws, of which he reaps the happy Fruits. Doth his Lot fall within the inferior Rank of Subjects? His *Integrity* will intitle him to the *Protection*, his good Offices to the *grateful Approbation* of his Fellow Subjects. Is he raised by superior Merit and Abilities to any of the higher, or more important Offices of *Civil Life*? So much greater Assiduity and Vigilance will be due to the Public. "*For to whom much is given, of him shall be much required;*" and, in Proportion to the Importance of any public Trust *betrayed*, so much more just, and heavy ought to be his public Condemnation.

But farther, in every Breach of *private* as well as *public* Justice, in all Injuries between Man and Man, the *public Good* is concerned; the *public Safety* is infringed; and, according to the Prevalence, or *Increase* of Integrity and Justice among Individuals, will be the Harvest of public Happiness,

or

or Credit. Fidelity and Honesty alone can secure the Continuance of private Property, or of public Peace; *not* only of our Hopes as Christians, but of our Safety also as Members of Society. Of these are Civil Magistrates the justly authorized Guardians, and Defenders; of every Attempt *against* these *Essentials* of public Happiness are They the *legal* Judges and Avengers.

"If therefore thou do that which is evil be afraid, for the Magistrate beareth not the Sword in vain; he is the Minister of God, a Revenger to execute Wrath upon him that doeth Evil." To this Purpose we are told by an Apostle, that "the Law is good, if a Man use it lawfully. Knowing this, that it is not made for a *righteous* Man, but for the *lawless*, and *disobedient*; for the *ungodly* and for *Sinners*; for *unholy* and *profane*; and if there be any other Thing, which is contrary to sound Doctrine, contrary to the glorious Gospel of our Salvation*."

No wonder then if the conscious Criminal should be afraid. No wonder if Peace should be a Stranger to *his* Breast, whose Guilt deprives him not only of Right to the *Protection*, but exposes him likewise to the injured *Justice* of the Public; who hath not only forfeited his Claim as a Member of Society, but peradventure also as a *human* Being; who is in danger of Condemnation, not only at the Bar of human Justice, but, without the forfeited Indulgence of *divine* Mercy, at the Judgement-seat of Christ, where every mortal must one day stand to receive Sentence "according to the Things done in the Body, whether they be good, or, whether they be evil."

Heavy as these *Terrors of the Lord* must fall upon the guilty Wretch, who, having transgress'd all Laws, both human and divine, the *Laws of God* and of the *King*, is in Danger of Judgement being *speedily* executed upon him, they have no Sting, no Alarms for the virtuous, and the good. For "Rulers are not a Terror to good Works, but to the Evil. Will thou then not be afraid of the Power? do that which is good, and thou shall have Praise of the same."

With regard to the *first* Rule of Judgement, and Measure of Obedience, the Laws of God, how gladly would I congratulate the present Age on their sacred and happy Influence thro' all the Subordinations of Civil Life! But, alas! is it not alarming to observe so little *Religion*, so much *Licentiousness* about?

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abound? Is it not Matter of equal Wonder and Concern to see, in this Land of Christians, not only "Lovers of *forbidden Pleasures* more than Lovers of their God;" but many who deny the Lord that bought them * many (Freethinkers, as they call themselves) *glorying in their Shame*, "encouraging a *licentious Age in their licentious Practices*, and striking at the "Foundation of the Cause of Christ?" Is not the Christian Sabbath frequently profaned? Are not Christian Churches *as* frequently neglected? Is not that sacred Season (tho' but one Seventh of our Time on Earth) which was more immediately set apart by our great Creator to commemorate *first* the Wonders of Creation, and *afterwards* the more endearing Mercies of Redemption: Is not this sacred Portion of our Time too commonly devoted to the shameful Purposes of *Idleness*, and *Diversions*; not to mention some *more recent*, tho' *flagrant*, Degrees of *Profanation*, among many of *superior Rank* and *Pre-eminence in Life*? And "hath not this dangerous, "tho' *fashionable*, Infection been imported from our Enemies abroad, and "hath it not begun to spread from the highest to the lowest of our Fellow "Subjects?"

Of the many Reasons which we of this Nation have to dread the *divine* Judgments, this is one of the most alarming, that, highly favored as we are with the Light of the Gospel, and peculiarly "happy, as we *might* be, "in the Profession of the true Religion in its most Apostolical, the *Protestant* "Communion," to be so unfruitful, as so many are, under such Means of Grace and Hopes of Glory, is one of the *worst* Symptoms of the Decay of the Principles of Christianity amongst us, one of the *strongest* Proofs too, how little we deserve so glorious a Gospel.

It may be farther observed, that all Communities, considered in their collective Capacities, *as such*, must expect Judgement only *in this World*; that all Kingdoms have their Infancy, their Maturity, Declension, and final Dissolution; and, we may gather from the Histories of all Nations, in every Period of their Power, whether ~~in the~~ Rising, Meridian, or Sunset of their Glory, that *RIGHTEOUSNESS exalteth a Nation*; but *Sin is the Reproach*, and Ruin of any People.

I have

* "That henceforth they should not live unto themselves, but unto him that purchased "them with his own Blood," 2 Cor. v. 15.

I have dwelt thus long on the first Rule of Judgement and Measure of Obedience, *the Laws of God*, because Communities and Individuals, Superiors and Inferiors are equally bound by *these*, and equally liable, whenever guilty, to Condemnation, that "*whoever will not do the Law of God and of the King*, Judgement may speedily be executed upon him;" and because lastly, the Violation, or Contempt of *these*, "*the not having the Fear of God before their Eyes*," is so universally the Cause of *Criminals being brought to Judgement*, and will but too easily account for every Breach of Duty to their KING, their COUNTRY, their Neighbours, or themselves.

For *what Principle* can be supposed to oblige *him* to obey the King, who *will not do* the Law of God? Why should *he* tremble at the Breach of human Laws, who dares defy OMNIPOTENCE itself? Or, why should he reverence the *Laws of Man*, who dares to profane and trample on the *Laws of God*? Or, lastly, why should *he* dread the Civil Magistrate, God's Vice-gerent only in this World, *who can only "kill the Body, and, AFTER THAT, hath no more that he can do,"* when he dares to affront the ETERNAL JUSTICE of his ALMIGHTY JUDGE, *who hath Power to cast both Soul and Body into Hell**?

What Crimes are, or have been, too heinous for *such* to undertake? Who can wonder at the Decay of Virtue, the Abuse of Civil Liberty, the Defiance of Civil Power, or the Sacrifice of public to private Interest, when the Principles of our *Holy Religion*, which have the *Almighty* for their Object, and *Heaven* for their Reward, are losing their sacred Influence among us, and daily treated with Indifference, and, would to God we had no Reason to add, with open, bold Contempt, and most presumptuous Violation?

"Can it be imagined, saith a late ingenious, moral Writer, that, amidst "this general Defect of PRINCIPLE" (which, however modernly disjoined from RELIGION, cannot exist without it) "can it be imagined, that the great, and "comprehensive Principle of public Spirit, or Love of our Country, can gain "Place in our Breasts—that mighty PRINCIPLE, which requireth the united "Force of upright Manners, generous Religion, and unfeigned Honor to support it; whose Object is not confined within the narrow Bounds of

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" private.

* Matt. v. 29.

" *private Relation, Friendship, or Dependence, but includes the Happiness of a whole Kingdom* " ?

Having now considered what I proposed from the Words of the Text, namely, *first* the *Wisdom* of appointing Magistrates and Judges, *secondly* the *Extent* of their high Office and Employment, and *thirdly* the Ends proposed by the *due* and *faithful* Discharge of so important a Commission; suffer me *lastly* to endeavour to apply the whole to the present Exigency of the Times, calling so loudly for *due* Obedience to the *Laws*, and *due* Support of our *Magistrates* of every Denomination, from the *HIGHEST* to the *lowest*.

And here, little Reflection can be needful to convince us of the Advantages, which we *might* all enjoy by *uniting* our Endeavours for the **PUBLIC GOOD**.

We are Members of a Body Politic, whose Constitution is superior to all others, that *we know* of, upon Earth. And considering our Subjection, both *Ecclesiastical* and *Civil*, are we not established Members of a Church, that knows no *Romish* Idolatry or Superstition, no blind Bigotry or *unchristian* † *Persecution*? In the second Place, are we not Subjects of a Government, whose Constitution, unless its † **TRIPLE SHIELD** should be *impaired* by any Failure or Defect, is effectually guarded from arbitrary Power?

Through every Subordination of Civil Life, " *a Conscience void of Offence towards God and Man*," an Integrity tenacious of public Good, unbiassed by all Motives but those of Honesty and Justice, would be an impregnable Defence against every Invasion from Enemies of all Sorts, both *abroad* and **AT HOME**. So that our Duty and Interest go hand in hand; and Obedience, whether civil or religious, is Kindness to ourselves.

And

• Vide Brown's Estimate.

" *Cari sunt Parentes, cari Liberi, Propinqui, Familiares: sed omnes omnium Caritates PATRIA, una complexa est.* Ciceron.

† How unbecoming the true *Christian Charity* of the *Protestant Reformation*, to follow, as in the late *flagrant* Instances, the Example of Papists themselves, by *unchristian* Persecution.

‡ Namely, the Three Estates of the Legislature, **KING, Lords and Commons**.

And upon all solemn Occasions, when, as at present, the Accusations of the Public against Individuals are examined, what Encouragement do our Laws, and the Dispensers of them, our Magistrates, afford to the injured Innocence of any Prisoner at the Bar; who cannot be condemned without a Trial the most just, circumstantial, and convincing, of which *human* Evidence is capable; whose Sentence must depend upon the Verdict of a sufficient Number of Fellow-Subjects upon Oath, under the awful Sanction of which they solemnly engage "*to renounce the bidden Things of Dishonesty, not walking in Craftiness, but by Manifestation of the Truth commending themselves to every Man's Conscience in the Sight of God*."

And whenever the Truth shall happen to lie (as it sometimes must, from the very Nature of *human* Affairs) too deep for *human* Investigation, how must the guilty Deceiver tremble at the Thoughts of that all-seeing and Almighty Judge, who "is about our Path, and about our Bed, and spieth out all our Ways; who will bring to Light the hidden Things of Darkness, and make manifest the Counsels of the Heart before the Judgment-Seat of Christ †?"

In the mean Time, before the Coming of that awful Day, how important to the Public, how highly beneficial is the Office of the faithful and able Magistrate, the conscientious Judge between his great CREATOR, his King, and Fellow-Subjects? For He acts in Concert with the Providence of God, "*by whom Kings reign, and Princes decree Justice*," is an Avenger to execute Wrath upon him that doeth Evil; on the other Hand, he is a Defender of Integrity, Innocence and Justice, an Encourager and Supporter of the virtuous and the good; and, in short, ordained of God, not only for the Punishment of evil Doers, but for the PRAISE of them that do well.—How highly then doth it behove us all to esteem these Guardians of private and public Safety for their Work's Sake, for the Dignity, the Importance, the Advantage of their Office? And—how unspeakably great must be their inward Satisfaction, who are conscious to Themselves of their own Integrity and impartial Love of Justice, upon which, they know, depend their own eternal Hopes, and, in many Instances, the temporal Hopes and Fears, the Rights, Properties, and Lives of the innocent and deserving; and who, besides being the happy Instruments of promoting "*Peace and Happiness*,"

" Truth

• 2 Cor. iv. 2.

† 1 Cor. iv. 5.

" Truth and Justice" upon Earth, shall Themselves be intitled to higher Degrees of Reward in Heaven, "*that House of our ALMIGHTY FATHER, in which, our blessed Saviour hath assured us, are many Mansions,*" many Degrees of Happiness and Enjoyment; where even the *faithful* over *few* Things, shall be Rulers over *many* Things; and where, lastly, in Proportion to the *Power and Trust of Talents* committed to the *Steward, the Joys of his Lord*, the eternal Rewards of Heaven itself shall, be the more inconceivably great at God's *right Hand for evermore.*

Since then we *see* the Wisdom, and experience the Advantage of Government in all its Subordinations, of Magistrates and Judges, Superiors and Inferiors of all Degrees; since their Authority extends impartially to *all* Offenders, and *all* Transgressors among the People of all Ranks are accountable to *them*, and subject to their Power, as Guardians of *the Laws of God*, and of *the King*;—since likewise we must be conscious how *loudly the present Times* call for the most vigorous *Interposition and Assistance* of all Ranks and Orders, of all Professions and Employments among us, let none of us forget, that their Interposition will avail us nothing in the Sight of God, while we continue a profligate and irreligious People, will profit us nothing without public Reformation,—and *that Public Reformation* must engage and *include* the Concurrence of every Individual, and—in order to work a *general Amendment*, each of us must begin with the Amendment of *himself.*

It importantly concerns us also to remember, that however the Fears of eternal Judgment may operate on *some* Men, or the Sword of Civil Justice deter *others* from *open* Violation of the Laws of God, or of the King, true Obedience flows from RELIGIOUS PRINCIPLE alone: *Conscience* is the Sanction and Support of Duty, and without sincere Conviction of *the Heart*, we can neither be *good Christians, good Subjects, or good Men.*—And upon the whole, it may safely be affirmed, that he who is the most fully persuaded of the sacred Truths of Christianity, and of the Duties owing to Almighty God, will be found the truest Friend and most *faithful Subject* to his King.

To what has been said of the sincere Christian we may apply, *lastly*, what the Apostle affirms of the Jew and his Circumcision: namely, "He is not a Christian who is one outwardly alone: neither is that Obedience, in the Sight of God, which is external only; but he is a
" Christian

“ Christian (in *every* Relation to GOD, his KING, his *Neighbour* and *himself*) who is one *inwardly*, from *Principle*, from *Conscience*; and *Obedience* “ is that of the *Heart*, in the *Spirit* and not in the *Letter*, whose Praise is “ not of *Men* only, but of *God*.”

What remains then, but that we all *unite*, *first*, in our most humble Supplications to the THRONE OF GRACE, to pardon all our past Offences, both as a *sinful Nation*, and as *sinful Individuals*; and next implore the DIVINE MAJESTY OF HEAVEN, that all our Dissentions, both *abroad*, and at *home*, may cease and be no more; that *our Jerusalem* may *soon* become a *City* at UNITY in itself, concluding all our Petitions, for the Happiness of our *gracious Sovereign*, and all his Subjects throughout his whole Dominions, with that most affectionate Address (of the royal Psalmist) in which we all ought most unfeignedly to join*: “ O! pray for the *Peace* of Jerusalem, they shall “ prosper that love Thee. *Peace* be within thy Walls, and Plenteousness “ within thy Palaces! For my Brethren’ and Companions’ Sake I will wish “ Thee Prosperity!” Yea, for the Sake of the *Religion* of the PRINCE OF PEACE; “ because of the House of the LORD OUR GOD, I will seek to “ do Thee good.” In promoting which, that we may all conscientiously unite, may God, of his infinite Mercy grant. Amen.

* Psalm cxxii.

F I N I S.

Christian (in every Relation to GOD, his King, his Majesty, and his People) who is one inwardly, from Principle, from Conscience, and Obedience; that of the Heart, in the Spirit and not in the Letter, whose Praise is not of Men only, but of God.

What remains then, but that we all unite, &c. in our most humble Supplications to the Throne of Grace, to pardon all our past Offences, both personal and national; and as joyful Israelites; and next implore the Divine Mercy of Heaven, that all our Difficulties, both abroad and at home, may cease and be no more; that our Jerusalem may soon become a City of Truth in itself, concluding all our Petitions, for the Happiness of our Country, and all his Subjects throughout his whole Dominion, with the most affectionate Address (of the royal Psalmist) in which we all ought to unite to join: "O! pray for the Peace of Jerusalem, they shall prosper that love Thee. Peace be within thy Walls, and Prosperity within thy Palaces! For my Brethren, and Companions, Sake I will wish thee Prosperity!" Yes for the Sake of the Religion of the Prince of Peace, "because of the House of the Lord our God, I will seek to thee good." In promoting which, may all conscientiously may God, of his infinite Mercy grant.



* Psalm cxlii.

F I N I S